

Montagna et al., 10/696342

AF Amdt. ..., p. 8

FURTHER REMARKS

This amendment (or its predecessor) may be entered because it places the case in condition for allowance or clearly reduces the issues for any appeal. As noted in the predecessor amendment, the "AF" Amendment filed on March 21, 2005, the Examiner's previous suggestions are followed. No new consideration nor search is required. All limitations in the present claims were present in context in the claims examined under non-final status. Nonetheless, the final status of the action is traversed as PREMATURE. The new rejection under 35 USC 102(e) should have been made in the previous action. Please, therefore, withdraw the final status, and in any event enter this amendment. If the Examiner still refuses, a petition to instruct him to do so is submitted herewith for the invocation of supervisory authority.

The terms offending under 35 USC 112, first and second paragraphs, have been avoided, and claim 18 is made properly dependant on claim 16. As for the rejections under 35 USC 102(e) and 35 USC 103(a) with Darbshire, the Examiner has acknowledged in his Advisory that that patent is not applicable art. Moreover the inverted French F-channel is the only limitation required in claims 1 and 23, and clearly distinguishes over the art of record including Darbshire. No art of record suggests the heavy duty load required by claims 9 and 10. There is no art of record that anticipates nor renders obvious the drawer or ramp accessory in the movable mounting frame as claimed in claim 27 nor any of the claims dependent on it. Please see, if need be, the remarks from the "AF" Amendment, which are incorporated herein by reference.

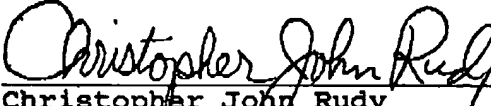
Thus, the case is in condition for allowance. Nevertheless, the Examiner is invited to call the undersigned to discuss the case, or to seek authorization for an Examiner's amendment.

Respectfully,

JOHN C. MONTAGNA ET AL.

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By


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